



32692

Customer Number

PATENT
Docket No.: 59109US004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MARC PEUKER, ARNO HOHMANN and
HELMUT PAUSER

Serial No.: 10/598,613 ✓
Filed: March 10, 2005
(September 6, 2006)

For: CAPSULE FOR STORAGE,
MIXING AND DISPENSING
MATERIALS

Group Art Unit:

Confirmation No. 7832

Examiner:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

April 3, 2007
Date

Judy L. Hansen
Signature Judy L. Hansen

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with 37 C.F.R. Sections 1.56, 1.97 and 1.98, Applicants wish to call to the Examiner's attention the references identified on completed Form PTO-1449, which generally relate to the present invention. Copies of any cited foreign patents, non-patent literature, and unpublished US application documents are enclosed. Pursuant to the waiver in the Pre-OG Notice, dated July 25, 2003, copies of US patents and published US patent applications are no longer required and are not enclosed. It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that each reference has been considered.

04/06/2007 CNEGAI 00090007 133723 10598613
01 FC:1806 188.00 DA

The references marked with an "X" on the attached PTO-1449 form were cited in the PCT Search report therefore, copies are not enclosed. The other references listed on the attached Form PTO-1449 are enclosed.

We believe that no fee is due for this submittal as a First Office Action on the merits has not been mailed prior to the filing of this Disclosure Statement, but in the event an Office Action has been mailed, please charge the requisite \$180.00 fee (pursuant to 37 C.F.R. §§ 1.97(c) and 1.17(p)) to Deposit Account No. 13-3723.

Applicants submit that the above references, whether taken alone or in combination with each other neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to the captioned application is respectfully requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter L. Olson', written over a horizontal line.

PETER L. OLSON
Registration No. 35,308
Attorney for Applicants

PLO:jlh/#294465 - 59109US004 IDS
Office of Intellectual Property Counsel
3M Innovative Properties Company
P.O. Box 33427
St. Paul, Minnesota 55133-3427
(651) 736-4050
Facsimile: (651) 736-3833

Dated: 3 April 2007

Group:

[illegible]

	PCT Search Report	Document Number	Patent/ Publication Date	Country	Class	SubClass	Translation	
							Yes	No
	X	EP 1 159 931	12/05/01	EPO	A61C	5/06	X	
	X	2 286 658	04/30/76	France	A61M	5/18		X
		DE 36 35 574	04/21/88	Germany	B65D	81/32	Abs tract	
		G 94 00 374.2	02/24/94	Germany	A61C	5/06		X
	X	WO 00/23002	04/27/00	PCT	A61C	5/06	X	
	X	CH 536 237	04/30/73	Switzerland	B65D	81/32		X

Date Considered

#294453 - 59109US004 IDS 1449